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**SEALED**

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9

10 UNITED STATES DISTRICT COURT  
11 DISTRICT OF NEVADA  
12 \* \* \*

13 UNITED STATES OF AMERICA, ) 2:21-MJ-00687-EJY  
14 )  
15 )  
16 Plaintiff, )  
17 )  
18 v. ) 2nd Request  
19 )  
20 DANIELLE PARTINGTON, )  
21 )  
22 Defendant. )  
23 )  
24 )  
25 )  
26 )  
27 )  
28 )

29 **STIPULATION AND ORDER TO CONTINUE PRELIMINARY EXAMINATION**

30 IT IS HEREBY STIPULATED AND AGREED by and between MICHAEL J. MICELI,  
31 ESQ., Counsel for Defendant DANIELLE PARTINGTON and PETER S. LEVITT, Assistant  
32 United States Attorney, that Preliminary Examination currently scheduled for November 8, 2021  
33 at 4:00 p.m., be vacated and reset to a date and time convenient to the court but no earlier than  
34 sixty (60) days.

35 This Stipulation is entered into for the following reasons:

- 36 1. Counsel has spoken to Defendant and she has no objection to the request for  
37 continuance.  
38 2. Defendant is currently out on pretrial release.

3. Counsel for defendant has spoken to AUSA and he has no objection to the continuance.
4. Counsel needs additional time to adequately review the case.
5. Denial of this request for continuance could result in a miscarriage justice.
6. For all the above-stated reasons, the ends of justice would best be served by a continuance of the Preliminary Examination until a date and time convenient to the court.

This is the second request for continuance filed herein.

DATED: November 3, 2021

/s/ Michael J Micelli, Esq..

MICHAEL J. MICELI, ESQ.  
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ATTORNEY FOR THE DEFENDANT  
DANIELLE PARTINGTON

/s/ Peter S. Levitt, Esq.

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UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

\* \* \*

UNITED STATES OF AMERICA, ) 2:21-MJ-00687-EJY  
)  
)  
Plaintiff, )  
)  
v. )  
)  
DANIELLE PARTINGTON, )  
)  
Defendant. )

**FINDINGS OF FACT**

Based on the pending Stipulation of counsel, and good cause appearing therefore, the Court finds:

This Stipulation is entered into for the following reasons:

1. Counsel has spoken to Defendant and she has no objection to the request for continuance.
2. Defendant is currently out on pretrial release.
3. Counsel for defendant has spoken to AUSA and he has no objection to the continuance.
4. Counsel needs additional time to adequately review the case.
5. Denial of this request for continuance could result in a miscarriage justice.
6. For all the above-stated reasons, the ends of justice would best be served by a continuance of the Preliminary Examination until a date and time convenient to the court.

This is the second request for continuance filed herein.

CONCLUSIONS OF LAW

Denial of this request for continuance would deny the parties herein the opportunity to effectively and thoroughly prepare for Preliminary Examination.

Additionally, denial of this request for continuance could result in a miscarriage of justice.

ORDER

IT IS HEREBY ORDERED that the Preliminary Examination currently scheduled for November 8, 2021, at 4:00 p.m., be continued to the 7th day of January, 2022 at 4:00 p.m., in courtroom 3A.

DATED this 3rd day of November, 2021.

  
UNITED STATES MAGISTRATE JUDGE